United States Bankruptcy Cour District of New Mexico				Court o			Volu	ntary I	Petition			
	e of Debtor (if ind		Last, First,	Middle):			Na	me of Joint D	ebtor (Spouse) (La	st, First, Middle):		
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):					All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):							
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN(if more than one, state all): 2185					e, state all):	of Soc. Sec. or Ind	ividual-Taxpayer I.D.	(ITIN)/Con	mplete EIN(if more than			
Street Address of Debtor (No. & Street, City, and State): 5205 Villa View Drive Farmington, NM					Str	reet Address o	f Joint Debtor (No	. & Street, City, and S	State):			
ZIP CODE <b>87402</b>								ZIP COI	DE			
	nty of Residence on <b>Juan Count</b>		ipal Place o	f Business:			Co	ounty of Reside	ence or of the Prin	cipal Place of Busine	ss:	
Mailing Address of Debtor (if different from street address):				Ma	ailing Address	of Joint Debtor (i	f different from street	address):				
				ZIP	CODE	ı.					ZIP COI	DE
Type of Debtor (Form of Organization) (Check one box.)  Health Care Busines  Single Asset Real E					above):				am cor	\n_		
	Т	vne of Debto	r			Natu	re of Rusines	· c	Cha	pter of Bankruptcy	ZIP COI	
	(Form	n of Organizat	tion)		(Che		e of Busilies	.5	Clia	the Petition is Filed		
Ø	Individual (incluse Exhibit Do	udes Joint Deb	otors)				Real Estate as	defined in 11	Chapter 7 Chapter 9	<b>_</b>		5 Petition for on of a Foreign seeding
	Corporation (inc Partnership	cludes LLC an	nd LLP)		_	Railroad Stockbroker			Chapter 11 Chapter 12			5 Petition for
	Other (If debtor				Ī	Commodity B			Chapter 13			on of a Foreign Proceeding
	check this box a	and state type of	of entity bel	ow.)	_	Clearing Bank Other	(		— Chapter 15	Nature of		
							Exempt Entity	v	□ Dobto oro	(Check or		Nahta ara mrimarily
							oox, if applicat		debts, defi	orimarily consumer ned in 11 U.S.C.		Debts are primarily usiness debts.
							x-exempt orga		individual	s "incurred by an primarily for a		
							6 of the United ernal Revenue		personal, f hold purpo	amily, or house- se."		
		Filing	Fee (Chec	k one box)				Check one	hov.	Chapter 11 Debt	ors	
<b>✓</b> I	Full Filing Fee att	ached						☐ Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D).				
	Filing Fee to be pa						attach	Debtor	is not a small busi	ness debtor as defined	in 11 U.S.	C. § 101(51D).
	igned application nable to pay fee						Α.	Check if:				
_ I	Filing Fee waiver	requested (ap)	plicable to c	chapter 7 in	dividu	als only). Mus	st	<ul> <li>Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,343,300 (amount subject to adjustment on 4/01/13 and every three years thereafter).</li> </ul>				
č	ttach signed appl	ication for the	e court's con	sideration.	see Oi	nciai Form 31	3.	Check all applicable boxes  A plan is being filed with this petition				
										vere solicited prepetit e with 11 U.S.C. § 11		ne or more classes
	stical/Administ									<u> </u>		THIS SPACE IS FOR COURT USE ONLY
<b>1</b>	Debtor estimates to Debtor estimates to expenses paid, the	that, after any	exempt pro	perty is exc	luded	and administra	ative					COURT USE ONLY
Estin	nated Number of	Creditors										
1-	50-	<del></del>	200-	1,000-	5,001			50,001-	Over			
49	99	199	999	5,000	10,00	25,000	50,000	100,000	100,000			
	nated Assets	Ø										
·	000 \$100,000	\$100,001 to \$500,000	\$500,001 \$1 million	to \$1,000 to \$10 millior		\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,00 to \$500 million	01 \$500,000,001 to \$1 billion	More than \$1 billion		
Estin	nated Liabilities	<b>1</b>										
\$0 to \$50,0	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 \$1 million	to \$1,000 to \$10 million		\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,000 to \$500 million	\$500,000,001 to \$1 billion	More than \$1 billion		

FORM B1, Page 2 **B1** (Official Form 1) (4/10) Voluntary Petition Name of Debtor(s): (This page must be completed and filed in every case) Mike Jose Briseno All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet.) Case Number: Date Filed: Location Where Filed: **NONE** Location Case Number: Date Filed: Where Filed: Pending Bankruptcy Case Filed by any Spouse, Partner or Affiliate of this Debtor (If more than one, attach additional sheet) Date Filed: Name of Debtor: Case Number: NONE District: Relationship: Judge: Exhibit A Exhibit B (To be completed if debtor is an individual (To be completed if debtor is required to file periodic reports (e.g., forms 10K and whose debts are primarily consumer debts) 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.) I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I have delivered to the debtor the notice required by 11 U.S.C. § 342(b). Exhibit A is attached and made a part of this petition. 9/2/2010 Signature of Attorney for Debtor(s) Date Nicholas Cullander 4587 Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition.  $\mathbf{\Delta}$ No Exhibit D (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition: Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check any applicable box) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately Ŋ preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate. general partner, or partnership pending in this District. Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District. or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes.) Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following). (Name of landlord that obtained judgment) (Address of landlord) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition. Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).

B1 (Official Form 1) (4/10)

FORM B1, Page 3

Voluntary Petition

Name of Debtor(s):

#### (This page must be completed and filed in every case) Mike Jose Briseno Signatures Signature(s) of Debtor(s) (Individual/Joint) Signature of a Foreign Representative I declare under penalty of perjury that the information provided in this petition is true I declare under penalty of perjury that the information provided in this petition is true and correct. and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition. [If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12 (Check only one box.) or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. I request relief in accordance with chapter 15 of Title 11, United States Code. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I Certified Copies of the documents required by § 1515 of title 11 are attached. have obtained and read the notice required by 11 U.S.C. § 342(b). Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the Chapter of title 11 specified in the petition. A certified copy of the I request relief in accordance with the chapter of title 11, United States Code, specified order granting recognition of the foreign main proceeding is attached. in this petition. X s/ Mike Jose Briseno X Not Applicable Signature of Debtor Mike Jose Briseno (Signature of Foreign Representative) X Not Applicable Signature of Joint Debtor (Printed Name of Foreign Representative) Telephone Number (If not represented by attorney) Date 9/2/2010 Date Signature of Attorney Signature of Non-Attorney Petition Preparer I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined Signature of Attorney for Debtor(s) in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 Nicholas Cullander Bar No. 4587 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable Printed Name of Attorney for Debtor(s) / Bar No. by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, Nicholas Cullander P.C. as required in that section. Official Form 19 is attached. Firm Name 3300 North Butler Ave. Suite 201 Address Not Applicable Printed Name and title, if any, of Bankruptcy Petition Preparer Farmington, New Mexico 87401 505-325-9694 505-325-9493 Social-Security number (If the bankruptcy petition preparer is not an individual, state Telephone Number the Social-Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.) 9/2/2010 Date \*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a Address certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect. X Not Applicable Signature of Debtor (Corporation/Partnership) I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor. Signature of bankruptcy petition preparer or officer, principal, responsible person, or partner whose Social-Security number is provided above. The debtor requests the relief in accordance with the chapter of title 11, United States Code, specified in this petition. Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an **X** Not Applicable individual. Signature of Authorized Individual If more than one person prepared this document, attach to the appropriate official form for each person. Printed Name of Authorized Individual A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. § 110; 18 U.S.C. § 156. Title of Authorized Individual

Date

## UNITED STATES BANKRUPTCY COURT

#### **District of New Mexico**

In re	Mike Jose Briseno	Case No.	
	Debtor		(if known)

# EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

1. Within the 180 days <b>before the filing of my bankruptcy case</b> , I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.
2. Within the <b>180 days before the filing of my bankruptcy case</b> , I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 14 days after your bankruptcy case is filed.
☐ 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the seven days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Summarize exigent circumstances here.]

If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.

4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]
☐ Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.);
Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);
Active military duty in a military combat zone.
5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. ' 109(h) does not apply in this district.
I certify under penalty of perjury that the information provided above is true and correct.
Signature of Debtor: s/ Mike Jose Briseno
Mike Jose Briseno
Date: 9/2/2010

B 1D (Official Form 1, Exh. D) (12/09) - Cont.

# United States Bankruptcy Court District of New Mexico

In re Mike Jose Briseno		Case No.	
	Debtor	Chapter	7

### **SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	YES	1	\$ 230.000.00		
B - Personal Property	YES	2	\$ 92,759.29		
C - Property Claimed as Exempt	YES	1			
D - Creditors Holding Secured Claims	YES	1		\$ 234.981.00	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	YES	2		\$ 0.00	
F - Creditors Holding Unsecured Nonpriority Claims	YES	3		\$ 32,166.10	
G - Executory Contracts and Unexpired Leases	YES	1			
H - Codebtors	YES	1			
I - Current Income of Individual Debtor(s)	YES	1			\$ 2,716.73
J - Current Expenditures of Individual Debtor(s)	YES	1			\$ 2,700.00
тот	AL	14	\$ 322,759.29	\$ 267,147.10	

#### United States Bankruptcy Court District of New Mexico

In re	Mike Jose Briseno		Case No.	
		Debtor	Chapter	7
	STATISTICAL SUMMARY O	F CERTAIN LIABILITIE	S AND RELATED	DATA (28 U.S.C. § 159)
§ 101(	If you are an individual debtor whose debts (8)), filing a case under chapter 7, 11 or 13, yo			Bankruptcy Code (11 U.S.C.
inform	Check this box if you are an individuation here.	al debtor whose debts are NOT pr	imarily consumer debts. Yo	u are not required to report any

This information is for statistical purposes only under 28 U.S.C. § 159.

Summarize the following types of liabilities, as reported in the Schedules, and total them.

Type of Liability	An	nount
Domestic Support Obligations (from Schedule E)	\$	0.00
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)	\$	0.00
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed)	\$	0.00
Student Loan Obligations (from Schedule F)	\$	0.00
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E.	\$	0.00
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	\$	0.00
TOTAL	\$	0.00

#### State the following:

Average Income (from Schedule I, Line 16)	\$ 2,716.73
Average Expenses (from Schedule J, Line 18)	\$ 2,700.00
Current Monthly Income (from Form 22A Line 12; <b>OR</b> , Form 22B Line 11; <b>OR</b> , Form 22C Line 20)	\$ 4,223.07

#### State the following:

Total from Schedule D, "UNSECURED PORTION, IF ANY" column		\$ 4,981.00
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column.	\$ 0.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column		\$ 0.00
4. Total from Schedule F		\$ 32,166.10
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)		\$ 37,147.10

B6A (Official Form 6A) (12/07)

In re:	Mike Jose Briseno	Case No.
	Debtor	(If known)

## **SCHEDULE A - REAL PROPERTY**

Ravella Plaza Subdivision Lot 2 Block 1 also known as 5205 Villa View Drive, Farmington, NM	Fee Owner		\$ 230,000.00	\$ 234,981.00
DESCRIPTION AND LOCATION OF PROPERTY	NATURE OF DEBTOR'S INTEREST IN PROPERTY	HUSBAND, WIFE, JOINT OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION	AMOUNT OF SECURED CLAIM

(Report also on Summary of Schedules.)

In re M	ike Jose	Brisenc
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Case No.	
	(If known)

## **SCHEDULE B - PERSONAL PROPERTY**

Debtor

TYPE OF PROPERTY	NONE	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITH- OUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
1. Cash on hand	Х			
Checking, savings or other financial accounts, certificates of deposit, or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.		Four Corners Community Bank, Farmington, NM Checking Account		500.00
Security deposits with public utilities, telephone companies, landlords, and others.	Х			
Household goods and furnishings, including audio, video, and computer equipment.		Household goods and furnishings		775.00
<ol> <li>Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.</li> </ol>	Х			
6. Wearing apparel.		Clothing and other personal property		500.00
7. Furs and jewelry.		Watch		15.00
<ol> <li>Firearms and sports, photographic, and other hobby equipment.</li> </ol>		gun		300.00
Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	х			
10. Annuities. Itemize and name each issuer.	X			
11. Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c).)	X			
12. Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.		Pera		85,474.29
13. Stock and interests in incorporated and unincorporated businesses. Itemize.	X			
14. Interests in partnerships or joint ventures. Itemize.	х			
Government and corporate bonds and other negotiable and nonnegotiable instruments.	Х			
16. Accounts receivable.	Х			
17. Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	х			
18. Other liquidated debts owed to debtor including tax refunds. Give particulars.	X			

In re	Mike Jose Briseno	
	mine cocc Bricerio	

Case No.	
	(If known)

Debtor

## **SCHEDULE B - PERSONAL PROPERTY**

(Continuation Sheet)

TYPE OF PROPERTY	NONE	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITH- OUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
19. Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	X			
<ol> <li>Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.</li> </ol>	Х			
21. Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	X			
22. Patents, copyrights, and other intellectual property. Give particulars.	X			
23. Licenses, franchises, and other general intangibles. Give particulars.	X			
24. Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes.	X			
25. Automobiles, trucks, trailers, and other vehicles and accessories.		1984 Pontiac Fiero		1,200.00
Automobiles, trucks, trailers, and other vehicles and accessories.		1994 Chevrolet Silverado Pickup		3,890.00
26. Boats, motors, and accessories.	Χ			
27. Aircraft and accessories.	Χ			
28. Office equipment, furnishings, and supplies.	Х			
29. Machinery, fixtures, equipment and supplies used in business.	Х			
30. Inventory.	Х			
31. Animals.		Snake, two dogs, 1 cat		105.00
32. Crops - growing or harvested. Give particulars.	Х			
33. Farming equipment and implements.	Х			
34. Farm supplies, chemicals, and feed.	Х			
35. Other personal property of any kind not already listed. Itemize.	Х			
	_	1 continuation sheets attached Total	al >	\$ 92,759.29

(Include amounts from any continuation sheets attached. Report total also on Summary of Schedules.)

ln re	Mike Jose Briseno	Case No.	
	Debtor	-1	(If known)

## **SCHEDULE C - PROPERTY CLAIMED AS EXEMPT**

Debtor claims the exemptions to which debtor is entitled under: Check one box)	☐ Check if debtor claims a homestead exemption that exceeds \$146,450.*
√ 11 U.S.C. § 522(b)(2)	
1111 C C & 522/b)/2)	

DESCRIPTION OF PROPERTY	SPECIFY LAW PROVIDING EACH EXEMPTION	VALUE OF CLAIMED EXEMPTION	CURRENT VALUE OF PROPERTY WITHOUT DEDUCTING EXEMPTION
1994 Chevrolet Silverado Pickup	11 USC § 522(d)(2)	3,225.00	3,890.00
Clothing and other personal property	11 USC § 522(d)(3)	500.00	500.00
Household goods and furnishings	11 USC § 522(d)(3)	775.00	775.00
Pera	11 USC § 522(d)(12)	85,474.29	85,474.29
Ravella Plaza Subdivision Lot 2 Block 1 also known as 5205 Villa View Drive, Farmington, NM	11 USC § 522(d)(1)	0.00	230,000.00
Watch	11 USC § 522(d)(4)	15.00	15.00

<sup>\*</sup> Amount subject to adjustment on 4/1/13 and every three years thereafter with respect to cases commenced on or after the date of adjustment.

In re	Mike Jose Briseno		Case No.	
		Debtor	,	(If known)

## **SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS**

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND AN ACCOUNT NUMBER (See Instructions, Above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
ACCOUNT NO. 0596401145  Nationstar Mortgage 350 Highland Drive Lewisville, TX 75067			12/01/2006 Mortgage Ravella Plaza Subdivision Lot 2 Block 1 also known as 5205 Villa View Drive, Farmington, NM VALUE \$230,000.00				234,981.00	4,981.00

continuation sheets attached

0

Subtotal → (Total of this page)

Total > (Use only on last page)

\$ 234,981.00	\$ 4,981.00
\$ 234,981.00	\$ 4,981.00

(Report also on Summary of (If applicable, report Schedules) also on Statistical

In re Mike Jose Briseno

Debtor

Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.

Case No. (If known)

### SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

_	
TYI	PES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets.)
	Domestic Support Obligations
	Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or consible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in J.S.C. § 507(a)(1).
	Extensions of credit in an involuntary case
app	Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the ointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).
	Wages, salaries, and commissions
	Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying ependent sales representatives up to \$11,725* per person earned within 180 days immediately preceding the filing of the original petition, or the sation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).
	Contributions to employee benefit plans
ces	Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the sation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).
	Certain farmers and fishermen
	Claims of certain farmers and fishermen, up to \$5,775* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).
	Deposits by individuals
that	Claims of individuals up to \$2,600* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, were not delivered or provided. 11 U.S.C. § 507(a)(7).
	Taxes and Certain Other Debts Owed to Governmental Units
	Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).
	Commitments to Maintain the Capital of an Insured Depository Institution
	Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of rernors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. 07 (a)(9).
	Claims for Death or Personal Injury While Debtor Was Intoxicated
ano	Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or ther substance. 11 U.S.C. § 507(a)(10).
	* Amounts are subject to adjustment on 4/01/13, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

1 continuation sheets attached

In re Mike Jose Briseno Case No. (If known)

Debtor

### SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM	AMOUNT ENTITLED TO PRIORITY	AMOUNT NOT ENTITLED TO PRIORITY, IF ANY
ACCOUNT NO.									\$0.00

Sheet no.  $\underline{1}$  of  $\underline{1}$  continuation sheets attached to Schedule of Creditors Holding Priority Claims

Subtotals≯ (Totals of this page)

Total ➤ (Use only on last page of the completed Schedule E. Report also on the Summary of

Total > (Use only on last page of the completed Schedule E. If applicable, report also on the Statistical Summary of Certain Liabilities and Related Data. )

\$ 0.00	\$ 0.00	\$	0.00
\$ 0.00			
	\$ 0.00	\$	0.00
\$	\$ 0.00	\$ 0.00	\$ 0.00

Schedules.)

In re	Mike Jose Briseno	Case No.	
	Debtor	(If known)	

### SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

Officers time box is depicted flag the discussion			<u> </u>				
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. 4862362559904167			05/01/2005				2,966.82
Capital One PO Box 60599 City of Industry, CA 91716-0599  Capital One			Credit card debt				
PO Box 30281 Salt Lake City, UT 84130							
ACCOUNT NO. 5020860000524872			06/01/2009				249.00
Credit Bureau of Farmington 509 E 20th Street Farmington, NM 87401			Collecting for Laguna Pools and Spas				
ACCOUNT NO. 530396014785			02/01/2010				850.00
David Herman PO Box 660435 Dallas, TX 75266-0435			Dentist bill				
ACCOUNT NO. <b>814700</b>			05/02/2010				668.52
Donna Thompson 1212 E 20th Farmington, NM 87401			Dentist bill				

2	Continuation sheets attached

Subtotal > \$ 4,734.34

Total > (Use only on last page of the completed Schedule F.)
(Report also on Summary of Schedules and, if applicable on the Statistical Summary of Certain Liabilities and Related Data.)

n	re	Mike	Jose	Briseno
••	16	INIIVE	JUSE	DIISCIIO

	Case No.	
Debtor	(If known	)

## SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

			(Continuation Sheet)				
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. 6035320023810854			04/01/2002				705.30
Home Depot PO Box 653000 Dallas, TX 75265-3000			Revolving charge account				
ACCOUNT NO. 5121071830598136			08/01/2001				1,731.54
Sears PO Box 62852 Sioux Falls, SD 57117-6282 Citibank/Sears		Revolving charge account					
PO Box 6189 Sioux Falls, SD 57117							
ACCOUNT NO. 7297027885			10/01/2000				1,430.62
Shell PO Box 689151 Des Moines, IA 50368-9119			Revolving charge account				
Citibank/Shell PO Box 6497 Sioux Falls, SD 57117							

Sheet no.  $\underline{1}$  of  $\underline{2}$  continuation sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims

Subtotal > \$ 3,867.46

Total > \$
Schedule F.)

(Use only on last page of the completed Schedule F.) (Report also on Summary of Schedules and, if applicable on the Statistical Summary of Certain Liabilities and Related Data.)

n re	Mike Jose Briseno	Case No.
	Debtor	(If known)

### SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

(Continuation Sheet)

			(Continuation Sheet)				
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. 057062270800001			11/01/2009				696.46
Verizon Wireless PO Box 109 Salem, NH 03079-0109  Pinnacle Credit Services 7900 Highway 7 #100 Saint Louise Park, MN 55426  Stephens and Michaels Associates Inc PO box 109 Salem, NH 03079-0109			Cell phone bill				
ACCOUNT NO. 51907001****			06/01/2007				22,867.84
Wachovia Dealer Services PO Box 1697 Winterville, NC 28590			Defiency balance on 2006 Jeep Liberty (in possession of ex-wife)				
Sutin, Thayer & Browne PO Box 1945 Albuquerque, NM 87103							

Sheet no.  $\underline{2}$  of  $\underline{2}$  continuation sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims

Subtotal > \$ 23,564.30

Total > \$ 32,166.10

(Use only on last page of the completed Schedule F.) (Report also on Summary of Schedules and, if applicable on the Statistical Summary of Certain Liabilities and Related Data.) B6G (Official Form 6G) (12/07)

In re:	Mike Jose Briseno	Case No.		
		Debtor	0	(If known)

## SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

 $\ensuremath{\underline{\square}}$  Check this box if debtor has no executory contracts or unexpired leases.

NAME AND MAILING ADDRESS, INCLUDING ZIP CODE, OF OTHER PARTIES TO LEASE OR CONTRACT.	DESCRIPTION OF CONTRACT OR LEASE AND NATURE OF DEBTOR'S INTEREST, STATE WHETHER LEASE IS FOR NONRESIDENTIAL REAL PROPERTY. STATE CONTRACT NUMBER OF ANY GOVERNMENT CONTRACT.

**B6H (Official Form 6H) (12/07)** 

re: Mike Jose Briseno  Debtor	Case No. (If known)				
SCHEDULE H - CODEBTORS					
✓ Check this box if debtor has no codebtors.					
NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR				

B6I (Official Form 6I) (12/07)	
In re Mike Jose Briseno	Case No.

· · · · · · · · · · · · · · · · · · ·	
obtor	(If known)

## SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on Form 22A, 22B, or 22C.

Debtor's Marital Status: <b>Single</b>	DEPENDENTS OF	DEPENDENTS OF DEBTOR AND SPOUSE			
	RELATIONSHIP(S):		AGE(S):		
	son		16		
	son		11		
	daughter		15		
Employment:	DEBTOR	SPOUSE			
Occupation	Police Officer				
Name of Employer	City of Farmington				
How long employed					
Address of Employer	Farmington, NM				
INCOME: (Estimate of avera case filed)	age or projected monthly income at time	DEBTOR	SPOUSE		
1. Monthly gross wages, sala	ary, and commissions	\$ 4,223.07	\$		
(Prorate if not paid mor 2. Estimate monthly overtime		\$0.00	\$		
3. SUBTOTAL		\$4,223.07	\$		
4. LESS PAYROLL DEDUC	CTIONS	Ψ 4,223.01	Ψ		
a. Payroll taxes and so	cial security	\$646.60	\$		
b. Insurance	·	\$ 189.04	\$		
c. Union dues		\$0.00	\$		
d. Other (Specify)	<u>Pera</u>	\$ 670.70	\$		
5. SUBTOTAL OF PAYRO	LL DEDUCTIONS	\$1,506.34	\$		
6. TOTAL NET MONTHLY	TAKE HOME PAY	\$\$	\$		
7. Regular income from oper	ration of business or profession or farm				
(Attach detailed statem	ent)	\$	\$		
8. Income from real property		\$	\$		
9. Interest and dividends		\$0.00	\$		
	support payments payable to the debtor for the dependents listed above.	\$	\$		
11. Social security or other g (Specify)	government assistance	\$\$	\$		
12. Pension or retirement income		\$0.00	\$		
13. Other monthly income					
(Specify)		\$0.00	\$		
14. SUBTOTAL OF LINES 7 THROUGH 13		\$0.00	\$		
15. AVERAGE MONTHLY INCOME (Add amounts shown on lines 6 and 14)		\$ 2,716.73	\$		
16. COMBINED AVERAGE MONTHLY INCOME: (Combine column totals from line 15)		\$ 2,716	5.73		
		(Report also on Summary of Schedules and, if applicable, on			

Statistical Summary of Schedules and, if applicable, or Statistical Summary of Certain Liabilities and Related Data)

17. Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document.:

none

In re Mike Jose Briseno		Case No.	
	Debtor	(If known)	

### SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

Complete this schedule by estimating the average or projected monthly expenses of the debtor and the debtor's family at time case filed. Prorate any payments made biweekly, quarterly, semi-annually, or annually to show monthly rate. The average monthly expenses calculated on this form may differ from the deductions from income allowed on Form22A or 22C.

any payments made biweekiy, quarteriy, semi-annualiy, or annualiy to snow montniy rate. The average montniy exper differ from the deductions from income allowed on Form22A or 22C.		,
Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete a sep expenditures labeled "Spouse."	parate schedule of	
1. Rent or home mortgage payment (include lot rented for mobile home)	\$	1,120.00
a. Are real estate taxes included? Yes No ✓		
b. Is property insurance included? Yes No ✓		
2. Utilities: a. Electricity and heating fuel	\$	100.00
b. Water and sewer	\$	100.00
c. Telephone	\$	0.00
d. Other Cell phone	\$	50.00
3. Home maintenance (repairs and upkeep)	\$	50.00
4. Food	\$	600.00
5. Clothing	\$	100.00
6. Laundry and dry cleaning	\$	30.00
7. Medical and dental expenses	\$	50.00
8. Transportation (not including car payments)	\$	200.00
9. Recreation, clubs and entertainment, newspapers, magazines, etc.	\$	0.00
10. Charitable contributions	\$	0.00
11. Insurance (not deducted from wages or included in home mortgage payments)		
a. Homeowner's or renter's	\$	0.00
b. Life	\$	0.00
c. Health	\$	0.00
d. Auto	\$	200.00
e. Othe <u>r</u>	\$	0.00
12. Taxes (not deducted from wages or included in home mortgage payments)		
(Specify)	\$	0.00
13. Installment payments: (In chapter 11, 12, and 13 cases, do not list payments to be included in the plan)		
a. Auto	\$	0.00
b. Other	\$	0.00
14. Alimony, maintenance, and support paid to others	\$	0.00
15. Payments for support of additional dependents not living at your home	\$	0.00
16. Regular expenses from operation of business, profession, or farm (attach detailed statement)	\$	0.00
17. Other Personal care, misc. expense	\$ <u></u>	100.00
18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)	\$	2,700.00
19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following the	e filing of this docu	ment:
none		
20. STATEMENT OF MONTHLY NET INCOME		
a. Average monthly income from Line 15 of Schedule I	\$	2,716.73
b. Average monthly expenses from Line 18 above	\$	2,700.00
c. Monthly net income (a. minus b.)	\$	16.73

In re	Mike Jose Briseno	Case No.	
	Debtor		(If known)

### **DECLARATION CONCERNING DEBTOR'S SCHEDULES**

#### **DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR**

I declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of sheets, and that they are true and correct to the best of my knowledge, information, and belief.				
Date:	9/2/2010	Signature:	s/ Mike Jose Brisen	0
		_	Mike Jose Briseno	
				Debtor
		[If ioint case	hoth shouses must sign	1

#### DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

(NOT APPLICABLE)

# UNITED STATES BANKRUPTCY COURT District of New Mexico

In re:	re: Mike Jose Briseno Case No					
		Debtor	<del></del> ,	(If k	(nown)	
	STATEMENT OF FINANCIAL AFFAIRS					
	1. Income from	employment or operation of	business			
None	debtor's business, inc beginning of this cale years immediately pr of a fiscal rather than fiscal year.) If a joint	nt of income the debtor has received a substitution part-time activities either as andar year to the date this case was eceding this calendar year. (A debtual calendar year may report fiscally potention is filed, state income for each eincome of both spouses whether ced.)	an employee or in indeper commenced. State also the or that maintains, or has never income. Identify the be ch spouse separately. (Ma	ndent trade or busines he gross amounts rec naintained, financial r eginning and ending o rried debtors filing un	ess, from the eived during the <b>two</b> ecords on the basis dates of the debtor's der chapter 12 or	
	AMOUNT	SOURCE	FISC	CAL YEAR PERIOD		
	50,290.00	Wages	2008	8		
	46,270.00	Wages	2009	9		
	21,877.71	Wages	2010	0		
	2. Income other	than from employment or o	peration of business	<b>5</b>		
None ☑	State the amount of income received by the debtor other than from employment, trade, profession, operation of the debtor's business during the <b>two years</b> immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)					
	AMOUNT	SOURCE		FI	SCAL YEAR PERIOD	
	3. Payments to	creditors				
None	a. Individual or joint of services, and other of the aggregate value of (*) any payments that repayment schedule under chapter 12 or of the services.	s appropriate, and c. lebtor(s) with primarily consumer deebts to any creditor made within 90 of all property that constitutes or is at were made to a creditor on account a plan by an approved nonprochapter 13 must include payments by the separated and a joint petition is a	days immediately preced affected by such transfer is nt of a domestic support o ofit budgeting and credit copy either or both spouses v	ling the commenceme s less than \$600. Indi bligation or as part of ounseling agency. (M	ent of this case unless cate with an asterisk an alternative arried debtors filing	
	NAME AND ADDRES	SS OF DATES PAYME		AMOUNT PAID	AMOUNT STILL OWING	
	Nationstar Mortgag	e Last 9	00 days	3,360.00	234,981.00	

None  $\mathbf{\Lambda}$ 

b. Debtor whose debts are not primarily consumer debts: List each payment or other transfer to any creditor made within 90 days immediately preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$5,850\*. If the debtor is an individual, indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments and other transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR

DATES OF PAYMENTS/ **TRANSFERS** 

**AMOUNT** PAID OR VALUE OF **TRANSFERS** 

**AMOUNT** STILL **OWING** 

\*Amount subject to adjustment on 4/01/13, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

None  $\mathbf{\Delta}$ 

c. All debtors: List all payments made within one year immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR AND RELATIONSHIP TO DEBTOR

DATE OF **PAYMENT**  **AMOUNT** 

**AMOUNT** STILL OWING

4. Suits and administrative proceedings, executions, garnishments and attachments

None

a. List all suits and administrative proceedings to which the debtor is or was a party within one year immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

**CAPTION OF SUIT** AND CASE NUMBER Wachovia Dealer Services v.

NATURE OF PROCEEDING

COURT OR AGENCY AND LOCATIO

STATUS OR DISPOSITION

Mike J. Briseno CV-2010-8-WII debt collection

**Eleventh Judicial District County of San Juan** State of New Mexico

pending

 $\mathbf{\Lambda}$ 

None b. Describe all property that has been attached, garnished or seized under any legal or equitable process within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS DESCRIPTION OF PERSON FOR WHOSE DATE OF AND VALUE OF BENEFIT PROPERTY WAS SEIZED **SEIZURE PROPERTY** 

#### 5. Repossessions, foreclosures and returns

None  $\mathbf{\Delta}$ 

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR OR SELLER

DESCRIPTION DATE OF REPOSSESSION, FORECLOSURE SALE. AND VALUE OF **PROPERTY** TRANSFER OR RETURN

#### 6. Assignments and receiverships

None

a. Describe any assignment of property for the benefit of creditors made within **120 days** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

TERMS OF

NAME AND ADDRESS DATE OF ASSIGNMENT
OF ASSIGNEE ASSIGNMENT OR SETTLEMENT

None **☑** 

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS

NAME AND ADDRESS

OF COURT

OF CUSTODIAN

NAME AND ADDRESS

OF COURT

CASE TITLE & NUMBER

ORDER

DESCRIPTION

AND VALUE OF

PROPERTY

#### 7. Gifts

None **☑**  List all gifts or charitable contributions made within **one year** immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS RELATIONSHIP DESCRIPTION
OF PERSON TO DEBTOR, DATE AND VALUE OF
OR ORGANIZATION IF ANY OF GIFT GIFT

#### 8. Losses

None **☑**  List all losses from fire, theft, other casualty or gambling within **one year** immediately preceding the commencement of this case **or since the commencement of this case**. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DESCRIPTION DESCRIPTION OF CIRCUMSTANCES AND, IF

AND VALUE OF LOSS WAS COVERED IN WHOLE OR IN PART DATE OF

PROPERTY BY INSURANCE, GIVE PARTICULARS LOSS

#### 9. Payments related to debt counseling or bankruptcy

None

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within **one year** immediately preceding the commencement of this case.

NAME AND ADDRESS DATE OF PAYMENT, AMOUNT OF MONEY OR OF PAYEE NAME OF PAYOR IF DESCRIPTION AND VALUE

OTHER THAN DEBTOR OF PROPERTY

Cricket Debt Counseling June 15, 2010 \$40.00

Nicholas Cullander P.C. June, 2010 \$850.00

Suite 201

Farmington, New Mexico 87401

3300 North Butler Ave.

#### 10. Other transfers

None **☑**  a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within **two years** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DESCRIBE PROPERTY TRANSFERRED

DATE AND VALUE RECEIVED

NAME AND ADDRESS OF TRANSFEREE, RELATIONSHIP TO DEBTOR

None **☑**  b. List all property transferred by the debtor within **ten years** immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

NAME OF TRUST OR OTHER DEVICE

DATE(S) OF TRANSFER(S) AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY OR DEBTOR

INTEREST IN PROPERTY

#### 11. Closed financial accounts

None

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within **one year** immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

TYPE OF ACCOUNT, LAST FOUR AMOUNT AND NAME AND ADDRESS DIGITS OF ACCOUNT NUMBER, DATE OF SALE OF INSTITUTION AND AMOUNT OF FINAL BALANCE OR CLOSING

#### 12. Safe deposit boxes

None **✓**  List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS NAMES AND ADDRESSES DESCRIPTION DATE OF TRANSFER
OF BANK OR OF THOSE WITH ACCESS OF OR SURRENDER,
OTHER DEPOSITORY TO BOX OR DEPOSITOR CONTENTS IF ANY

#### 13. Setoffs

None **☑**  List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within **90 days** preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DATE OF AMOUNT OF NAME AND ADDRESS OF CREDITOR SETOFF SETOFF

#### 14. Property held for another person

None List all property owned by another person that the debtor holds or controls.

NAME AND ADDRESS DESCRIPTION AND VALUE

OF OWNER OF PROPERTY LOCATION OF PROPERTY

Jerry Samten Pontoon Boat \$10000.00 5205 Villa View

3915 Buckingham Farmington, NM Farmington, NM

Mark Meler Class C Motorhome \$35000.00 5205 Villa View

3918 Buckingham Farmington, NM

#### 15. Prior address of debtor

None If debtor has moved within **three years** immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

ADDRESS NAME USED DATES OF OCCUPANCY

#### 16. Spouses and Former Spouses

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within **eight years** immediately preceding the commencement of the case, identify the name of the debtor 's spouse and of any former spouse who resides or resided with the debtor in the community property state.

NAME

None

Ramona Cameron

#### 17. Environmental Information.

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law.

None

a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law.

SITE NAME AND NAME AND ADDRESS DATE OF ENVIRONMENTAL ADDRESS OF GOVERNMENTAL UNIT NOTICE LAW

None 

✓

b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

SITE NAME AND NAME AND ADDRESS DATE OF ENVIRONMENTAL

ADDRESS OF GOVERNMENTAL UNIT NOTICE LAW

None **☑** 

c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

NAME AND ADDRESS DOCKET NUMBER STATUS OR OF GOVERNMENTAL UNIT DISPOSITION

#### 18. Nature, location and name of business

None

None

 $\square$ 

NAME

a. If the debtor is an individual, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within the **six years** immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within the **six years** immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within the **six years** immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the business, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within the **six years** immediately preceding the commencement of this case.

LAST FOUR DIGITS

OF SOCIAL SECURITY ADDRESS OR OTHER INDIVIDUAL

OR OTHER INDIVIDUAL TAXPAYER-I.D. NO.

(ITIN)/ COMPLETE EIN

NATURE OF BUSINESS

**BEGINNING AND ENDING** 

DATES

b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

NAME ADDRESS

[if completed by an individual or individual and spouse]

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct.

Date 9/2/2010 Signature of Debtor Mike Jose Briseno

Mike Jose Briseno

Mike Jose Briseno

#### **B22A (Official Form 22A) (Chapter 7) (04/10)**

In re <b>Mike Jos</b>	se Briseno	According to the information required to be entered on this statement (check one box as directed in Part I, III, or VI of this statement):
	Debtor(s)	☐ The presumption arises
Case Number:		☑ The presumption does not arise
<del>-</del>	(If known)	☐ The presumption is temporarily inapplicable.
	Debtor(s)	<ul><li>☐ The presumption arises</li><li>☑ The presumption does not arise</li></ul>

# CHAPTER 7 STATEMENT OF CURRENT MONTHLY INCOME AND MEANS-TEST CALCULATION

In addition to Schedules I and J, this statement must be completed by every individual chapter 7 debtor, whether or not filing jointly. Unless the exclusion in Line 1C applies, joint debtors may complete a single statement. If the exclusion in Line 1C applies, each joint filer must complete a separate statement.

	Part I. MILITARY AND NON-CONSUMER DEBTORS
1A	<b>Disabled Veterans.</b> If you are a disabled veteran described in the Declaration in this Part IA, (1) check the box at the beginning of the Declaration, (2) check the box for "The presumption does not arise" at the top of this statement, and (3) complete the verification in Part VIII. Do not complete any of the remaining parts of this statement.
	□ <b>Declaration of Disabled Veteran.</b> By checking this box, I declare under penalty of perjury that I am a disabled veteran (as defined in 38 U.S.C. § 3741(1)) whose indebtedness occurred primarily during a period in which I was on active duty (as defined in 10 U.S.C. § 101(d)(1)) or while I was performing a homeland defense activity (as defined in 32 U.S.C. §901(1)).
1B	<b>Non-consumer Debtors.</b> If your debts are not primarily consumer debts, check the box below and complete the verification in Part VIII. Do not complete any of the remaining parts of this statement.
	☐ <b>Declaration of non-consumer debts.</b> By checking this box, I declare that my debts are not primarily consumer debts.
	Reservists and National Guard Members; active duty or homeland defense activity. Members of a reserve component of the Armed Forces and members of the National Guard who were called to active duty (as defined in 10 U.S.C. § 101(d)(1)) after September 11, 2001, for a period of at least 90 days, or who have performed homeland defense activity (as defined in 32 U.S.C. § 901(1)) for a period of at least 90 days, are excluded from all forms of means testing during the time of active duty or homeland defense activity and for 540 days thereafter (the "exclusion period"). If you qualify for this temporary exclusion, (1) check the appropriate boxes and complete any required information in the Declaration of Reservists and National Guard Members below, (2) check the box for "The presumption is temporarily inapplicable" at the top of this statement, and (3) complete the verification in Part VIII. During your exclusion period you are not required to complete the balance of this form, but you must complete the form no later than 14 days after the date on which your exclusion period ends, unless the time for filing a motion raising the means test presumption expires in your case before your exclusion period ends.
1C	☐ <b>Declaration of Reservists and National Guard Members.</b> By checking this box and making the appropriate entries below, I declare that I am eligible for a temporary exclusion from means testing because, as a member of a reserve component of the Armed Forces or the National Guard
	a.   I was called to active duty after September 11, 2001, for a period of at least 90 days and  I remain on active duty /or/
	☐ I was released from active duty on, which is less than 540 days before this bankruptcy case was filed;
	OR
	b.   I am performing homeland defense activity for a period of at least 90 days /or/
	☐ I performed homeland defense activity for a period of at least 90 days, terminating on, which is less than 540 days before this bankruptcy case was filed.
	Part II. CALCULATION OF MONTHLY INCOME FOR § 707(b)(7) EXCLUSION

	Marital/filing status. Check the box that applies and complete the balance of this part of this statement as directed.					
	a. Unmarried. Complete only Column		vy dobtor doolo	roo undor		
	<ul> <li>Married, not filing jointly, with declarate penalty of perjury: "My spouse and I at a penalty of perjury: "My spouse and I at a penalty of perjury: "My spouse and I at a penalty of perjury: "My spouse and I at a penalty of perjury: "My spouse and I at a penalty of penalty of</li></ul>					
2	and I are living apart other than for th			b)(2)(A) of the	Bankruptcy	
۷	c. Code." Complete only Column A ("I Married, not filing jointly, without the o	<b>Debtor's Income") fo</b> declaration of separate	<b>r Lines 3-11.</b> e households set out in line	2.b above. <b>Co</b>	mplete	
	both Column A ("Debtor's Income"		•			
	d. Married, filing jointly. Complete both	Column A ("Debtor's	s Income") and Column	B ("Spouse's I	ncome")	
	for Lines 3-11.					
	All figures must reflect average monthly incom six calendar months prior to filing the bankrupt			Column A Debtor's	Column B Spouse's	
	before the filing. If the amount of monthly inco	me varied during the s	six months, you must	Income	Income	
	divide the six-month total by six, and enter the	result on the appropri	ate line.			
3	Gross wages, salary, tips, bonuses, overting	ne, commissions.		\$4,223.07	\$	
	Income from the operation of a business, p					
4	Line a and enter the difference in the appropria than one business, profession or farm, enter a					
	attachment. Do not enter a number less than z	ero. Do not include a				
	expenses entered on Line b as a deduction	in Part V.				
	a. Gross Receipts		0.00			
	b. Ordinary and necessary business expenses		<b>0.00</b> ubtract Line b from Line a	<b>*</b> 0.00	œ.	
	c. Business income	I.		\$0.00	\$	
	Rent and other real property income. Subtra					
	in the appropriate column(s) of Line 5. Do not include any part of the operating expenses					
	monant any part of the operating expenses					
5	a. Gross Receipts	[ \$	0.00			
	b. Ordinary and necessary operating expenses	\$	0.00	\$0.00	\$	
	c. Rent and other real property income	S	ubtract Line b from Line a	Ψ0.00	Ψ	
6	Interest, dividends, and royalties.			\$0.00	\$	
7	Pension and retirement income.			\$0.00	\$	
8	Any amounts paid by another person or ent					
J	expenses of the debtor or the debtor's depe			\$0.00	\$	
	<b>that purpose.</b> Do not include alimony or separ by your spouse if Column B is completed.	ate maintenance payn	nents or amounts paid			
	Unemployment compensation. Enter the am					
	However, if you contend that unemployment co was a benefit under the Social Security Act, do					
9	Column A or B, but instead state the amount in		oddir dompondation in			
	Unemployment compensation claimed to					
	be a benefit under the Social Security Act	Debtor \$	Spouse \$	\$	\$	
		-		•	<u>'</u>	
	Income from all other sources. Specify sources.					
	sources on a separate page. Do not include a paid by your spouse if Column B is com					
10	alimony or separate maintenance. Do not i					
	Security Act or payments received as a victim of a war crime, crime against humanity, or as					
	a victim of international or domestic terrorism.					
				1	I	

	a. \$ Total and enter on Line 10.		\$0.00	\$	
11	Subtotal of Current Monthly Income for § 707(b)(7). Add Lines 3 thru 10 in Column A, and, if Column B is completed, add Lines 3 thru 10 in Column B. Enter the total(s).			\$	
12	Total Current Monthly Income for § 707(b)(7). If Column B has been 11, Column A to Line 11, Column B, and enter the total. If Column B has completed, enter the amount from Line 11, Column A.	\$ 4,223.07			
	Part III. APPLICATION OF § 707(b)(7) EXCLUSION				
13	Annualized Current Monthly Income for § 707(b)(7). Multiply the amount the result.	unt from Line 12 by the nu	mber 12 and enter	\$50,676.84	
14	Applicable median family income. Enter the median family income for the applicable state and household size. (This information is available by family size at <a href="https://www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court.)				
	a. Enter debtor's state of residence: NMb. Enter debtor's household size:				
	Application of Section 707(b)(7). Check the applicable box and proceed as	directed.			
15	☑ The amount on Line 13 is less than or equal to the amount on Line 14. Check the box for "The presumption does not arise" at the top of page 1 of this statement, and complete Part VIII; do not complete Parts IV, V, VI or VII.				
	☐ The amount on Line 13 is more than the amount on Line 14. Complete the remaining parts of this statement.				

Complete Parts IV, V, VI, and VII of this statement only if required. (See Line 15).

	Part IV. CALCULATION OF CURRENT MONTHLY INCOME FOR § 707(b)(2)				
16	Enter the amount from Line 12.	\$			
17	Marital adjustment. If you checked the box at Line 2.c, enter on Line 17 the total of any income listed in Line 11, Column B that was NOT paid on a regular basis for the household expenses of the debtor or the debtor's dependents. Specify in the lines below the basis for excluding the Column B income (such as payment of the spouse's tax liability or the spouse's support of persons other than the debtor or the debtor's dependents) and the amount of income devoted to each purpose. If necessary, list additional adjustments on a separate page. If you did not check box at Line 2.c, enter zero.				
	a.				
	Total and enter on Line 17.	\$			
18	Current monthly income for § 707(b)(2). Subtract Line 17 from Line 16 and enter the result.	\$			
	Part V. CALCULATION OF DEDUCTIONS FROM INCOME				
	Subpart A: Deductions under Standards of the Internal Revenue Service (IRS)				
19A	National Standards: food, clothing and other items. Enter in Line 19A the "Total" amount from IRS National Standards for Food, Clothing and Other Items for the applicable household size. (This information is available at <a href="https://www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court.)	\$			

19B	National Standards: health care. Enter in Line a1 below the amount from IRS National Standards for Out-of-Pocket Health Care for persons e5 years of age, and in Line a2 the IRS National Standards for Out-of-Pocket Health Care for persons e5 years of age or older. (This information is available at <a href="https://www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court.) Enter in Line b1 the number of members of your household who are under e5 years of age, and enter in Line b2 the number of members of your household who are e5 years of age or older. (The total number of household members must be the same as the number stated in Line 14b.) Multiply Line a1 by Line b1 to obtain a total amount for household members under e5, and enter the result in Line c1. Multiply Line a2 by Line b2 to obtain a total amount for household members e5 and older, and enter the result in Line c2. Add Lines c1 and c2 to obtain a total health care amount, and enter the result in Line 19B.					
	Household members under 65 y	years of age	Housel	nold members 65 years of	age or older	
	a1. Allowance per member		a2. Al	lowance per member		
	b1. Number of members		b2. No	umber of members		
	c1. Subtotal		c2. Su	ubtotal		\$
20A	Local Standards: housing and ut and Utilities Standards; non-mortga information is available at www.usc	age expenses for th	e applic	able county and household		\$
20B	Local Standards: housing and utilities; mortgage/rent expense. Enter, in Line a below, the amount of the IRS Housing and Utilities Standards; mortgage/rent expense for your county and household size (this information is available at <a href="https://www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court); enter on Line b the total of the Average Monthly Payments for any debts secured by your home, as stated in Line 42; subtract Line b from Line a and enter the result in Line 20B. Do not enter an amount less than zero.					
	a. IRS Housing and Utilities Stand	lards; mortgage/rental	expense	\$		
	b. Average Monthly Payment for a	ny debts secured by he	ome, if	\$	1	
	c. Net mortgage/rental expense			Subtract Line b from Line a	†	\$
21	Local Standards: housing and utilities; adjustment. If you contend that the process set out in Lines 20A and 20B does not accurately compute the allowance to which you are entitled under the IRS Housing and Utilities Standards, enter any additional amount to which you contend you are entitled, and state the basis for vour contention in the space below:				\$	
	Local Standards: transportation; an expense allowance in this categorand regardless of whether you use	ory regardless of wl	hether y			
22A	Check the number of vehicles for which you pay the operating expenses or for which the operating expenses are included as a contribution to your household expenses in Line 8.  If you checked 0, enter on Line 22A the "Public Transportation" amount from IRS Local Standards: Transportation. If you checked 1 or 2 or more, enter on Line 22A the "Operating Costs" amount from IRS Local Standards: Transportation for the applicable number of vehicles in the applicable Metropolitan Statistical Area or Census Region. (These amounts are available at <a href="www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court.)					\$
22B	Local Standards: transportation; additional public transportation expense. If you pay the operating				\$	

23	Local Standards: transportation ownership/lease expense which you claim an ownership/lease expense. (You may not than two vehicles.)  1 2 or more.  Enter, in Line a below, the "Ownership Costs" for "One Car" fro (available at <a href="www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankry Average Monthly Payments for any debts secured by Vehicle 1 Line a and enter the result in Line 23. Do not enter an amount as tarted in Line 42.  C. Net ownership/lease expense for Vehicle 1	om the IRS Local Standards: uptcy court); enter in Line b t , as stated in Line 42; subtra	expense for more  Transportation he total of the	\$
24	Local Standards: transportation ownership/lease expense the "2 or more" Box in Line 23.  Enter, in Line a below, the "Ownership Costs" for "One Car" fr (available at <a href="www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bank Average Monthly Payments for any debts secured by Vehicle Line a and enter the result in Line 24. Do not enter an amount	rom the IRS Local Standards ruptcy court); enter in Line b 2, as stated in Line 42; subtr	: Transportation the total of the	
	<ul><li>a. IRS Transportation Standards, Ownership Costs</li><li>b. Average Monthly Payment for any debts secured by Vehicle 2,</li></ul>	\$ \$		
	as stated in Line 42 c. Net ownership/lease expense for Vehicle 2	Subtract Line b from Line a		\$
25	Other Necessary Expenses: taxes. Enter the total average monthly expense that you actually incur for all federal, state and local taxes, other than real estate and sales taxes, such as income taxes, self employment taxes. social security taxes. and Medicare taxes. Do not include real estate or sales taxes.			
26	dimenii eeess. 20 iio meruu uu oo o			\$
27	Other Necessary Expenses: life insurance. Enter total avera pay for term life insurance for yourself. Do not include premit whole life or for any other form of insurance.			\$
28	Other Necessary Expenses: court-ordered payments. Enter the total monthly amount that you are required to pay pursuant to the order of a court or administrative agency, such as spousal or child support payments. Do not include payments on past due obligations included in Line 44.			\$
29	Other Necessary Expenses: education for employment or for a physically or mentally challenged child. Enter the total average monthly amount that you actually expend for education that is a condition of employment and for education that is required for a physically or mentally challenged dependent child for whom no public education providing similar services is available.			\$
30	Other Necessary Expenses: childcare. Enter the total average monthly amount that you actually expend on childcare—such as baby-sitting, day care, nursery and preschool. Do not include other educational payments.			\$
31	Other Necessary Expenses: health care. Enter the total average monthly amount that you actually expend on health care that is required for the health and welfare of yourself or your dependents, that is not reimbursed by insurance or paid by a health savings account, and that is in excess of the amount entered in Line 19B. Do not include payments for health insurance or health savings accounts listed in Line 34.			\$
32	Other Necessary Expenses: telecommunication services. Enter the total average monthly amount that			
Total Expenses Allowed under IRS Standards. Enter the total of Lines 19 through 32.				\$
	Subpart B: Additional Living	<b>Expense Deductions</b>		

	Note: Do not include any expenses that you have listed in Lines 19-32						
			ility Insurance, and Health S				
	expenses in the categories set out in lines a-c below that are reasonably necessary for yourself, your spouse, or your dependents.						
	a.	Health Insurance		T \$			
34	b.	Disability Insurar		\$			
	C.	Health Savings A		\$			
		<u> </u>		<u> </u>			
	Total a	and enter on Line 34	1			\$	
			rpend this total amount, state	e vour actual total ave	rage monthly expenditures in		
		ace below:	pona imo total amount, stati	o your doldar lolar ave	rage monthly experiences in		
	\$						
	Contin	ued contributions	s to the care of household or	r family members. Fr	nter the total average actual		
0.5			u will continue to pay for the re			<b>C</b>	
35	•	•	disabled member of your hous	ehold or member of yo	our immediate family who is	\$	
		to pay for such exp					
36			ly violence. Enter the total average as a state of your fami			\$	
30					required to be kept confidential	Ψ	
	by the			•	· · · · · · · · · · · · · · · · · · ·		
			er the total average monthly a				
37			ing and Utilities, that you actua			\$	
			ee with documentation of yo unt claimed is reasonable an		and you must demonstrate		
					average monthly expenses that		
			exceed \$147.92* per child, for				
38	second	lary school by your	dependent children less than	18 years of age. You	must provide your case		
					ain why the amount claimed	\$	
	is reasonable and necessary and not already accounted for in the IRS Standards.  Additional food and clothing expense. Enter the total average monthly amount by which your food and						
	clothin	g expenses exceed	the combined allowances for	food and clothing (app	parel and services) in the IRS		
39			I Standards, not to exceed 5% of those combined allowances. (This information is available at <a href="doi:gov/ust/">doi:gov/ust/</a> or from the clerk of the bankruptcy court.) <b>You must demonstrate that the additional</b>				
			m the clerk of the bankruptcy onable and necessary.				
						<u> </u>	
40					contribute in the form of cash or		
	financial instruments to a charitable organization as defined in 26 U.S.C. § 170(c)(1)-(2).					\$	
	Tatal	N -1 -1141 1	- Dadustiana undan 6 707/L	N Foton the tetal of Lin	04 th		
41	i otai <i>i</i>	Additional Expens	e Deductions under § 707(b)	). Enter the total of Lin	les 34 through 40.	\$	
			Subpart C: Deduct	tions for Debt Paym	ent		
	Future	payments on sec	cured claims. For each of you	r debts that is secured	by an interest in property that		
	you ov	n, list the name of	the creditor, identify the prope	erty securing the debt,	state the Average Monthly		
	Payment, and check whether the payment includes taxes or insurance. The Average Monthly Payment is the total of all amounts scheduled as contractually due to each Secured Creditor in the 60 months following the						
			ase, divided by 60. If necessar				
42			Ionthly Payments on Line 42.	,, 21 3.23.35.30. 5.10.10.			
		Name of	Property Securing the Debt	Average	Does payment		
		Creditor	. Toporty Coodining the Debt	Monthly	include taxes		
	2			Payment \$	or insurance?  ☑ yes ☐ no		
	a.			Ψ			
					Total: Add Lines a. b and c	IS	

<sup>\*</sup> Amount subject to adjustment on 4/01/13, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

Other payments on secured claims. If any of debts listed in Line 42 are secured by your primary residence, a motor vehicle, or other property necessary for your support or the support of your dependents, you may include in your deduction 1/60th of any amount (the "cure amount") that you must pay the creditor in addition to the payments listed in Line 42, in order to maintain possession of the property. The cure amount would include any sums in default that must be paid in order to avoid repossession or foreclosure. List and total any such amounts in the following chart. If necessary, list additional entries on a separate				
Name of Creditor Property Securing the Deb	l l	<b>ው</b>		
	Total: Add Lines a, b and c	\$		
as priority tax, child support and alimony claims, for which you were lia	able at the time of your bankruptcy	\$		
following chart, multiply the amount in line a by the amount in line b, a expense.  a. Projected average monthly Chapter 13 plan payment.  b. Current multiplier for your district as determined under schedules issu	and enter the resulting administrative  \$ led	\$		
Total Deductions for Debt Payment. Enter the total of Lines 42 through 45.				
Subpart D: Total Deductions from Income				
Total of all deductions allowed under § 707(b)(2). Enter the total of	Lines 33, 41, and 46.	\$		
	residence, a motor vehicle, or other property necessary for your suppoyou may include in your deduction 1/60th of any amount (the "cure amin addition to the payments listed in Line 42, in order to maintain posse amount would include any sums in default that must be paid in order to List and total any such amounts in the following chart. If necessary, lispage.  Payments on prepetition priority claims. Enter the total amount, divas priority tax, child support and alimony claims, for which you were liafiling. Do not include current obligations, such as those set out in Chapter 13 administrative expenses. If you are eligible to file a case following chart, multiply the amount in line a by the amount in line b, a expense.  a. Projected average monthly Chapter 13 plan payment.  b. Current multiplier for your district as determined under schedules issue by the Executive Office for United States Trustees. (This information in available at <a href="www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court.)  c. Average monthly administrative expense of Chapter 13 case  Total Deductions for Debt Payment. Enter the total of Lines 42 through 45 Subpart D: Total Deductions fro	residence, a motor vehicle, or other property necessary for your support or the support of your dependents, you may include in your deduction 1/60th of any amount (the "cure amount") that you must pay the creditor in addition to the payments listed in Line 42, in order to maintain possession of the property. The cure amount would include any sums in default that must be paid in order to avoid repossession or foreclosure. List and total any such amounts in the following chart. If necessary, list additional entries on a separate page.  Name of Creditor Property Securing the Debt 1/60th of the Cure Amount Total: Add Lines a, b and c  Payments on prepetition priority claims. Enter the total amount, divided by 60, of all priority claims, such as priority tax, child support and alimony claims, for which you were liable at the time of your bankruptcy filing. Do not include current obligations, such as those set out in Line 28.  Chapter 13 administrative expenses. If you are eligible to file a case under Chapter 13, complete the following chart, multiply the amount in line a by the amount in line b, and enter the resulting administrative expense.  a. Projected average monthly Chapter 13 plan payment.  b. Current multiplier for your district as determined under schedules issued by the Executive Office for United States Trustees. (This information is available at <a href="https://www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court.)  C. Average monthly administrative expense of Chapter 13 case  Total: Multiply Lines a and b		

	Part VI. DETERMINATION OF § 707(b)(2) PRESUMPTION				
48	Enter the amount from Line 18 (Current monthly income for § 707(b)(2))	\$			
49	Enter the amount from Line 47 (Total of all deductions allowed under § 707(b)(2))	\$			
50	Monthly disposable income under § 707(b)(2). Subtract Line 49 from Line 48 and enter the result	\$			
51	60-month disposable income under § 707(b)(2). Multiply the amount in Line 50 by the number 60 and enter the result.				
	Initial presumption determination. Check the applicable box and proceed as directed.				
	☐ The amount on Line 51 is less than \$7,025* Check the box for "The presumption does not arise" at the top of page 1 of this statement, and complete the verification in Part VIII. Do not complete the remainder of Part VI.				
52	☐ The amount set forth on Line 51 is more than \$11,725*. Check the box for "The presumption arises" at the top of page 1 of this statement, and complete the verification in Part VIII. You may also complete Part VII. Do not complete the remainder of Part VI.				
	☐ The amount on Line 51 is at least \$7,025*, but not more than \$11,725*. Complete the remainder of Part VI (Lines 53 through 55).				
53	Enter the amount of your total non-priority unsecured debt	\$			
54	Threshold debt payment amount. Multiply the amount in Line 53 by the number 0.25 and enter the result.	\$			
	Secondary presumption determination. Check the applicable box and proceed as directed.				
55	☐ The amount on Line 51 is less than the amount on Line 54. Check the box for "The presumption does not arise" at the top of page 1 of this statement, and complete the verification in Part VIII.				
	☐ The amount on Line 51 is equal to or greater than the amount on Line 54. Check the box for "The presumption arises" at the top of page 1 of this statement, and complete the verification in Part VIII. You may also complete Part VII.				

<sup>\*</sup> Amount subject to adjustment on 4/01/13, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

	Part VII. AD	DITIONAL EXPENSE	CLAIMS	
56	stated in this form, that are required an additional deduction from your our curces on a separate page. All figures	current		
	Expense Descrip	tion	Monthly Amount	$\neg$
		Total: Add Lines a, b, and c	\$	
	Par	t VIII: VERIFICATION		
57	I declare under penalty of perjury that the information both debtors must sign.)  Date: 9/2/2010	Signature: s/ Mike		ioint case,